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# United States District Court

## EASTERN DISTRICT OF NORTH CAROLINA

### NORTHERN DIVISION

ROC F. SANSOTTA, <i>Individually</i> ,	)	
ROC F. SANSOTTA, <i>Trustee and Executor</i>	)	
<i>of the Estate of Father Joseph Klaus,</i>	)	
RALPH S. TOMITA, GLORIA A. TOMITA,	)	
CAROLE A. SHACKLEFORD, JAMES	)	
BREGMAN, LINDA ATSUS, and	)	<b>JUDGMENT IN A CIVIL CASE</b>
GEORGE D. RUSIN,	)	<b>CASE NO. 2:11-CV-3-D</b>
Plaintiffs,	)	
	)	
v.	)	
	)	
	)	
TOWN OF NAGS HEAD, N.C.,	)	
Defendant.	)	

#### Decision by the Court:

IT IS ORDERED AND ADJUDGED that the Court GRANTS the Town of Nags Head, N.C.'s Motion to Dismiss for Lack of Subject-Matter Jurisdiction [D.E. 32], DENIES as moot the Town of Nags Head, N.C.'s Motion for Judgment on the Pleadings [D.E. 32], and DENIES as moot Plaintiff's Motion for Summary Judgment [D.E. 30].

**THE ABOVE JUDGMENT WAS ENTERED TODAY, JULY 17, 2012 WITH A COPY  
TO:**

Jason Pfister (via CM/ECF Notice of Electronic Filing)  
Benjamin Gallop (via CM/ECF Notice of Electronic Filing)  
John D. Leidy (via CM/ECF Notice of Electronic Filing)

July 17, 2012  
Date

JULIE A. RICHARDS, Clerk  
Eastern District of North Carolina

/s/ Debby Sawyer  
(By) Deputy Clerk

Raleigh, North Carolina